

HOUSE JOURNAL

SEVENTY-FIFTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

THIRTY-EIGHTH DAY — THURSDAY, MARCH 20, 1997

The house met at 10 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 60).

Present — Mr. Speaker; Alexander; Allen; Alvarado; Averitt; Bailey; Berlanga; Bonnen; Bosse; Brimer; Burnam; Carter; Chavez; Chisum; Christian; Clark; Cook; Corte; Counts; Crabb; Craddick; Cuellar; Culberson; Danburg; Davila; Davis; Delisi; Denny; Driver; Dukes; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Farrar; Finnell; Flores; Gallego; Galloway; Garcia; Giddings; Glaze; Goodman; Goolsby; Gray; Greenberg; Grusendorf; Gutierrez; Haggerty; Hamric; Hartnett; Hawley; Heflin; Hernandez; Hightower; Hilbert; Hilderbran; Hill; Hinojosa; Hirschi; Hochberg; Hodge; Holzheuser; Horn; Howard; Hunter; Hupp; Isett; Jackson; Janek; Jones, D.; Jones, J.; Junell; Kamel; Keel; Keffer; King; Krusee; Kubiak; Kuempel; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Marchant; Maxey; McCall; McClendon; McReynolds; Merritt; Moffat; Moreno; Mowery; Naishtat; Nixon; Oakley; Oliveira; Olivo; Palmer; Patterson; Pickett; Pitts; Place; Price; Puente; Rabuck; Ramsay; Rangel; Raymond; Reyna, A.; Reyna, E.; Roman; Sadler; Seaman; Serna; Shields; Siebert; Smith; Smithee; Solis; Solomons; Staples; Stiles; Swinford; Talton; Telford; Thompson; Tillery; Torres; Turner, B.; Turner, S.; Uher; Van de Putte; Walker; West; Williams; Williamson; Wilson; Wohlgemuth; Wolens; Woolley; Yarbrough; Zbranek.

Absent, Excused — Coleman; Rodriguez; Wise.

Absent — Rhodes.

The invocation was offered by K. T. DeVries, pastor, Mt. Calvary Lutheran Church, San Antonio, as follows:

Dear Heavenly Father, as we gather today we thank you for your many blessings to this state we love with its land so vast, varied, and rich in resources. Most of all we thank you for the people of Texas—people that you love and care about as a loving father. We ask your guidance and direction today on the men and women here assembled who have a responsibility for these people to represent them in the Texas House of Representatives. Grant them wisdom to make the right decisions. Grant them courage to do what is right for the greatest number of your people. Grant them vision to see what is best for the long-term and not just the immediate need. May all their deliberations today be done with a sense of fairness, integrity, and mutual courtesy and respect. Father, we ask you to give these representatives stamina for their task, enthusiasm in their work, along with joy in the fulfillment of their responsibilities. Father, also be with each of these individuals in their personal lives with any problems, decisions, or life changes they may face. Watch over and protect their loved ones and families while they are here. We ask these things in Jesus' name. Amen.

LEAVES OF ABSENCE GRANTED

The following members were granted leaves of absence for today because of important business in the district:

Coleman on motion of Uher.

Wise on motion of Uher.

Rodriguez on motion of Uher.

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

Notice was given at this time that the speaker had signed bills and resolutions in the presence of the house (see the addendum to the daily journal, Signed by the Speaker, House List No. 22).

**HCR 166 - ADOPTED
(by Craddick)**

Representative Craddick moved to suspend all necessary rules to take up and consider at this time **HCR 166**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HCR 166, Commending the members of the Texas Federation of Republican Women.

HCR 166 was read and was adopted without objection.

(Rhodes now present)

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

Notice was given at this time that the speaker had signed bills and resolutions in the presence of the house (see the addendum to the daily journal, Signed by the Speaker, Senate List No. 5).

CAPITOL PHYSICIAN

The speaker recognized Representative E. Reyna who presented Dr. T. Robert Sharp of Mesquite as the "Doctor for the Day."

The house welcomed Dr. Sharp and thanked him for his participation in the Physician of the Day Program sponsored by the Texas Academy of Family Physicians.

**HR 365 - ADOPTED
(by Burnam)**

Representative Burnam moved to suspend all necessary rules to take up and consider at this time **HR 365**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HR 365, In memory of Claudia Bengé.

HR 365 was adopted without objection.

HR 410 - ADOPTED
(by Danburg)

Representative Danburg moved to suspend all necessary rules to take up and consider at this time **HR 410**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HR 410, Congratulating the Honorable A. R. "Babe" Schwartz on his receipt of the Bob Eckhardt Lifetime Coastal Achievement Award.

HR 410 was adopted without objection.

On motion of Representative Naishtat, the names of all the members of the house were added to **HR 410** as signers thereof.

HR 409 - ADOPTED
(by McClendon)

Representative McClendon moved to suspend all necessary rules to take up and consider at this time **HR 409**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HR 409, Congratulating Robert E. Brown, Jr., and Lillie M. Brown on the occasion of their 65th wedding anniversary.

HR 409 was adopted without objection.

HR 411 - ADOPTED
(by Woolley)

Representative Woolley moved to suspend all necessary rules to take up and consider at this time **HR 411**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HR 411, Congratulating Eric Urban on being selected as an Empowering Teen Leader.

HR 411 was adopted without objection.

HR 434 - ADOPTED
(by Bosse)

Representative Bosse moved to suspend all necessary rules to take up and consider at this time **HR 434**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HR 434, Congratulating Andrea Sorensen on being named an Empowering Teen Leader.

HR 434 was read and was adopted without objection.

HR 435 - ADOPTED
(by Bosse)

Representative Bosse moved to suspend all necessary rules to take up and consider at this time **HR 435**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HR 435, Congratulating William L. "Will" Sheppard on being named an Empowering Teen Leader and welcoming him to the State Capitol.

HR 435 was read and was adopted without objection.

HCR 75 - ADOPTED
(by Telford)

Representative Telford moved to suspend all necessary rules to take up and consider at this time **HCR 75**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HCR 75, Commending the senior class of Redwater High School on their participation in the Dads Against Drugs in Schools program.

HCR 75 was read and was adopted without objection.

On motion of Representative Yarbrough, the names of all the members of the house were added to **HCR 75** as signers thereof.

MESSAGES FROM THE SENATE

Messages from the senate were received at this time (see the addendum to the daily journal, Messages from the Senate, Message Nos. 1, 2, and 3).

HR 418 - ADOPTED
(by Davila)

Representative Davila moved to suspend all necessary rules to take up and consider at this time **HR 418**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HR 418, Honoring the Texas Agricultural Extension Service's Empowering Teen Leaders Program.

HR 418 was read and was adopted without objection.

HR 433 - ADOPTED
(by Yarbrough)

Representative Yarbrough moved to suspend all necessary rules to take up and consider at this time **HR 433**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HR 433, Honoring Claudia Melgar on being named an Empowering Teen Leader.

HR 433 was read and was adopted without objection.

HR 407 - ADOPTED
(by Gutierrez)

Representative Gutierrez moved to suspend all necessary rules to take up and consider at this time **HR 407**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HR 407, Recognizing March 20, 1997, as City of Pharr Day at the State Capitol.

(Jackson in the chair)

(Speaker in the chair)

HR 407 was read and was adopted without objection.

HR 388 - ADOPTED
(by Clark)

Representative Clark moved to suspend all necessary rules to take up and consider at this time **HR 388**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HR 388, Recognizing March 20, 1997, as Gainesville Chamber of Commerce Day at the Capitol.

HR 388 was read and was adopted without objection.

HR 300 - ADOPTED
(by Staples)

Representative Staples moved to suspend all necessary rules to take up and consider at this time **HR 300**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HR 300, Recognizing March 19, 1997, as Jacksonville Day at the State Capitol.

HR 300 was read and was adopted without objection.

HR 378 - ADOPTED
(by Siebert)

Representative Siebert moved to suspend all necessary rules to take up and consider at this time **HR 378**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HR 378, In memory of Helen M. Wanamaker.

HR 378 was unanimously adopted by a rising vote.

HR 379 - ADOPTED
(by Clark)

Representative Clark moved to suspend all necessary rules to take up and consider at this time **HR 379**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HR 379, Congratulating Florence Riley on the occasion of her 95th birthday.

HR 379 was adopted without objection.

HR 380 - ADOPTED
(by Clark)

Representative Clark moved to suspend all necessary rules to take up and consider at this time **HR 380**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HR 380, Congratulating Rex and Mildred Wagoner on their 61st wedding anniversary.

HR 380 was adopted without objection.

HR 381 - ADOPTED
(by Clark)

Representative Clark moved to suspend all necessary rules to take up and consider at this time **HR 381**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HR 381, Congratulating Kirby and Lila Price on their 50th wedding anniversary.

HR 381 was adopted without objection.

HR 438 - ADOPTED
(by Hodge)

Representative Hodge moved to suspend all necessary rules to take up and consider at this time **HR 438**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HR 438, Congratulating Julian Harrison on the occasion of his seventh birthday.

HR 438 was adopted without objection.

On motion of Representative Yarbrough, the names of all the members of the house were added to **HR 438** as signers thereof.

HR 437 - ADOPTED
(by Flores)

Representative Flores moved to suspend all necessary rules to take up and consider at this time **HR 437**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HR 437, In memory of Ofilia Lopez de la Garza.

HR 437 was unanimously adopted by a rising vote.

HR 419 - ADOPTED
(by Grusendorf)

Representative Grusendorf moved to suspend all necessary rules to take up and consider at this time **HR 419**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HR 419, Welcoming members of the Republican Women of Arlington to the State Capitol.

HR 419 was adopted without objection.

HCR 164 - ADOPTED
(by Hill)

Representative Hill moved to suspend all necessary rules to take up and consider at this time **HCR 164**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HCR 164, Designating March 25, 1997, Richardson Telecom Corridor Legislative Day.

HCR 164 was adopted without objection.

(Speaker pro tempore in the chair)

HR 436 - ADOPTED
(by Brimer)

Representative Brimer moved to suspend all necessary rules to take up and consider at this time **HR 436**.

The motion prevailed without objection.

The chair laid before the house the following resolution:

HR 436, Honoring Speaker James E. "Pete" Laney on the occasion of his birthday.

HR 436 was read and was adopted without objection.

PRESENTATION TO SPEAKER

On behalf of the members of the house, Representative Haggerty presented Speaker Laney with birthday gifts.

(Speaker in the chair)

REGULAR ORDER OF BUSINESS SUSPENDED

On motion of Representative Uher and by unanimous consent, the reading and referral of bills was postponed until just prior to adjournment.

(Speaker pro tempore in the chair)

CONGRATULATORY AND MEMORIAL CALENDAR

The chair laid before the house the following memorial resolutions:

HCR 6 (by Kubiak), In memory of the Honorable Henry G. "Bud" Lehman.

HCR 10 (by West), In memory of Kasey Lynn Griffith.

HCR 16 was withdrawn.

HCR 17 (by West), In memory of Dr. William A. Wiesner.

HCR 18 (by West), In memory of Mary Evans McDowell.

HCR 20 (by West), In memory of Dr. Dale Curry.

HCR 45 was withdrawn.

HCR 46 (by Rodriguez), In memory of the Honorable Frank Tejada.

HCR 56 was withdrawn.

HCR 59 was withdrawn.

HCR 73 (by Gallego), In memory of Maria Lucille Calderon.

HCR 74 (by Gallego), In memory of Felicitas "Ollie" Fernandez.

HCR 77 was withdrawn.

HCR 87 (by Telford, Stiles, and Hightower), In memory of the Honorable Alex H. Short, Jr.

HCR 90 (by Thompson), In memory of the Honorable Barbara C. Jordan.

HCR 93 (by Bosse), In memory of the Honorable Erwin Barton.

HCR 104 (by Hightower), In memory of Dr. Eugene Morse Addison.

HR 25 (by Finnell and Hirschi), In memory of the Honorable Dave Allred.

HR 36 (by Telford), In memory of the Honorable Winford Lee Dunn, Sr.

HR 37 (by Telford), In memory of Rea Eddy "Buddy" Alford.

HR 69 (by Delisi), Honoring George Gay for his meritorious service at the Battle of Midway during World War II.

HR 94 (by Gallego), In memory of Oma Jean Mitchell Faulkenberry.

HR 96 (by Gallego), In memory of Violet Miers Jarrett.

HR 98 (by Junell), In memory of Tom Webb.

HR 99 (by Junell), In memory of Billy W. Willig.

HR 102 (by Hochberg), In memory of Jerry J. Ribnick.

HR 113 (by Kubiak), In memory of Lula Krynski Snider.

HR 161 (by Laney and Alexander), In memory of Homer G. Olsen.

HR 198 was withdrawn.

HR 207 (by S. Turner), In memory of Victoria T. Barnes.

HR 223 (by Palmer and Junell), In memory of Dustin Lloyd Norris.

HR 224 (by Uher), In memory of Victor Zemanek.

HR 235 (by Uher), In memory of A. M. "Chick" Anderson.

HR 236 (by Serna), In tribute to Father Pedro de Jesus Maldonado.

HR 242 (by Siebert), In memory of Jesse A. Oppenheimer.

HR 253 (by Stiles), In memory of Kit Austin Christopher.

HR 254 (by Stiles), In memory of Mary Hahn Gray.

HR 255 (by Stiles), In memory of Martha Jean Hallmark.

HR 256 (by Stiles), In memory of Ellen Barton Nichols.

HR 258 (by Stiles), In memory of Norman J. Troy.

HR 259 (by Stiles), In memory of Paul Thomas O'Neill.

HR 261 (by Stiles), In memory of Hal Edward Wingate.

HR 263 (by Stiles), In memory of George Conway Abney.

The resolutions were unanimously adopted by a rising vote.

On motion of Representative Finnell, the names of all the members of the house were added to **HCR 6**, **HCR 46**, **HCR 87**, **HCR 90**, **HCR 93**, **HR 25**, and **HR 36** as signers thereof.

The chair laid before the house the following congratulatory resolutions:

HCR 7 (by Kubiak), Honoring Richard Metcalf for his efforts to memorialize Texas Department of Public Safety troopers and Texas Rangers killed in the line of duty.

HCR 19 was withdrawn.

HCR 22 (by Kubiak), Recognizing the 100th anniversary of the Texas Federation of Women's Clubs.

HCR 25 (by Kubiak), Honoring the Aluminum Company of America.

HCR 36 (by Telford), Honoring Anne Farris for her achievements in the field of education.

HCR 37 was withdrawn.

HCR 39 (by Delisi), Recognizing May 1, 1997, as the official National Day of Prayer.

HCR 40 was withdrawn.

HCR 42 (by Hilbert), Honoring Salem Lutheran Church.

HCR 53 (by Pitts), Designating May 23, 1997, Special Olympics Day in Texas.

HCR 66 (by B. Turner), Honoring the Edwards County EMS.

HCR 70 (by Greenberg), Commending Rocky Hernandez on being named Oak Hill Business and Professional Association Citizen of the Year for 1995.

HCR 71 (by Greenberg), Congratulating Max Sherman.

HCR 72 (by Greenberg), Honoring Waldine Cason.

HCR 75 was previously adopted.

HCR 78 (by Moreno, Chavez, Serna, Pickett, and Haggerty), Commending Coach Don Haskins on his selection to the Basketball Hall of Fame.

HCR 84 (by Counts), Honoring Rick Crawford for his service to the State Preservation Board.

HCR 98 (by Greenberg), Honoring the 1997 recipients of the Texas Excellence Awards for Outstanding Teachers.

HCR 99 (by Holzhouser), Commemorating the centennial of the commission of the Lavaca County Courthouse.

HR 12 (by Kubiak), Honoring the Brenham Fire Department for its history of service to the community.

HR 13 (by Kubiak), Commemorating the Chappell Hill Bluebonnet Festival.

HR 18 (by Alexander), Honoring Judge Kenneth Alvie "Buck" Douglas on the occasion of his retirement.

HR 20 (by Finnell), Commemorating the 100th anniversary of Sweet Home Baptist Church in Rule.

HR 21 (by Finnell), Congratulating the congregation of Vashti Baptist Church on the church's 100th anniversary.

HR 22 (by Finnell), Commemorating the 100th anniversary of the Seymour Old Settlers Reunion and Rodeo.

HR 30 (by Madden), Honoring Hila Pepmiller on her receipt of the Molly Gerold Human Rights Award from the Texas Counseling Association.

HR 31 (by Madden), Honoring Alton Biggs for his achievements in the field of education.

HR 39 (by Madden and McCall), Congratulating Archie E. McAfee on his 25 years of service with the Plano Independent School District.

HR 50 (by Rodriguez), Recognizing the week of May 5-9, 1997, as School Social Work Week in Texas.

HR 55 (by Gallego), Commemorating the 25th anniversary of the Physician of the Day program.

HR 67 (by Maxey), Honoring Nell Ellington Breland on the occasion of her 80th birthday.

HR 72 (by Hodge), Congratulating Brian Rashad Hodge on the occasion of his 21st birthday.

HR 83 (by Kuempel), Congratulating Sammie and Annie Jeffrey on their 65th wedding anniversary.

HR 91 (by Gallego), Congratulating Andres and Elvira Valdez Gutierrez on their 50th wedding anniversary.

HR 92 (by Gallego), Recognizing Dr. James Franklin Scudday for his service to Sul Ross State University.

HR 93 (by Gallego), Recognizing Earl H. Elam for his service at Sul Ross State University.

HR 97 (by Gallego), Recognizing Samuel E. Davis for his many years of service to Sul Ross State University.

HR 112 (by Counts), Congratulating the Roby Gang on winning the Texas Lottery.

HR 119 (by Talton), Congratulating Gloria Cutrer of Houston on her receipt of the 1996 Mayor's Award for Outstanding Volunteer Service.

HR 125 (by Christian), Honoring Dr. C. T. "Pete" McGuire.

HR 128 (by Oliveira), Commemorating the 60th anniversary of Charro Days.

HR 133 (by Place), Honoring Marion McDaniel for his achievements as Poet Laureate of Comanche County.

HR 145 (by Uher and Bonnen), Congratulating the Brazoswood Babe Ruth All-Star team on their outstanding 1996 season.

HR 146 (by Gallego), Congratulating Linda Fernandez on being named the 1996-97 Secondary Physical Education Teacher of the Year.

HR 178 (by Coleman), Commemorating the 50th anniversary of Texas Southern University.

HR 179 (by Coleman), Commemorating the 50th anniversary of the University of St. Thomas.

HR 180 (by Coleman), Honoring the United Way of the Texas Gulf Coast on the 75th anniversary of its founding.

HR 181 (by McClendon), Honoring Jo Long for her exceptional service to her community.

HR 182 (by McClendon), Commending Everett L. Turbon.

HR 184 (by Pitts), Honoring U.S. Congressman Kevin Brady.

HR 189 was withdrawn.

HR 199 (by McClendon), Honoring Edward E. Whitacre, Jr.

HR 200 (by McClendon), Honoring Dr. John P. Howe III.

HR 201 (by McClendon), Congratulating Mary Vance on her receipt of the 1996 Alumna of Distinction Award for Professional Achievement from the University of the Incarnate Word.

HR 203 (by Clark), Commemorating the 125th anniversary of the founding of Howe.

HR 210 (by Hodge), Honoring Dr. Philip Edward Thorpe.

HR 211 (by Hodge), Commending the Friends of Fair Park.

HR 228 (by Chisum), Congratulating Dr. Albert Shaheen Abdullah on being named the Dalhart Citizen of the Year.

HR 249 (by Hochberg and Coleman), Commemorating the first anniversary of Holocaust Museum Houston.

HR 250 (by McClendon), Honoring Norcell D. Haywood for his contributions to the community.

HR 251 (by Stiles), Honoring Joshua "Josh" Allen, Sr., for his service on the Texas Board of Criminal Justice.

HR 252 (by Stiles), Commending David Bernsen for his service on the Texas Transportation Commission.

The resolutions were adopted without objection.

**MAJOR STATE CALENDAR
HOUSE BILLS
THIRD READING**

The following bills were laid before the house and read third time:

**HB 1 ON THIRD READING
(by Junell)**

HB 1, General Appropriations Bill.

HB 1 was passed.

The chair stated that **HB 1** was passed subject to the provisions of Article III, Section 49a, of the Texas Constitution.

STATEMENT OF VOTE

When the house voted on **HB 1**, I was absent because of important business in the district with First Lady of Texas Laura Bush, in Weslaco, for an official Main Street designation. Had I been present, I would have voted yes.

Wise

HB 1 - RULES SUSPENDED

Representative Junell moved to suspend House Rule 2, Section 1(a)(9), to permit **HB 1** to be sent to the senate in the form of engrossed riders in lieu of a full engrossment.

The motion prevailed without objection.

HB 3539 - PERMISSION TO INTRODUCE

Representative Alexander requested permission to introduce and have placed on first reading **HB 3539**.

A record vote was requested.

Permission to introduce was granted by (Record 61): 145 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Alexander; Allen; Alvarado; Averitt; Bailey; Berlanga; Bonnen; Bosse; Brimer; Burnam; Carter; Chavez; Chisum; Christian; Clark; Cook; Corte; Counts; Crabb; Craddick; Cuellar; Culberson; Danburg; Davila; Davis; Delisi; Denny; Driver; Dukes; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Farrar; Finnell; Flores; Gallego; Galloway; Garcia; Giddings; Glaze; Goodman; Goolsby; Gray; Greenberg; Grusendorf; Gutierrez; Haggerty; Hamric; Hartnett; Hawley; Heflin; Hernandez; Hightower; Hilbert; Hilderbran; Hill; Hinojosa; Hirschi; Hochberg; Hodge; Holzheuser; Horn; Howard; Hunter; Hupp; Isett; Jackson; Janek; Jones, D.; Jones, J.; Junell; Kamel; Keel; Keffer; King; Krusee; Kubiak; Kuempel; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Marchant; Maxey; McCall; McClendon; McReynolds; Merritt; Moffat; Moreno; Mowery; Naishtat; Nixon; Oakley; Oliveira; Olivo; Palmer; Patterson; Pickett; Pitts; Place; Price; Puente; Rabuck; Ramsay; Rangel; Raymond; Reyna, A.; Reyna, E.; Rhodes; Roman; Sadler; Seaman; Serna; Shields; Siebert; Smith; Smithee; Solis; Solomons; Staples; Stiles; Swinford; Talton; Telford; Thompson; Tillery; Torres; Turner, B.; Turner, S.; Van de Putte; Walker; West; Williams; Williamson; Wilson; Wohlgemuth; Wolens; Woolley; Yarbrough; Zbraneck.

Present, not voting — Mr. Speaker; Uher(C).

Absent, Excused — Coleman; Rodriguez; Wise.

COMMITTEE GRANTED PERMISSION TO MEET

Representative Hawley requested permission for the Committee on Energy Resources to meet at this time.

Permission to meet was granted without objection.

COMMITTEE MEETING ANNOUNCEMENTS

The following committee meetings were announced:

Energy Resources, at this time, back hall.

Calendars, on adjournment today, speakers committee room, to consider the calendar.

Public Health, on adjournment today, Desk 138, to consider **CSHB 723**.

PROVIDING FOR ADJOURNMENT

Representative Kuempel moved that, at the conclusion of the reading of bills and resolutions on first reading and referral to committees, the house adjourn until 10 a.m. Monday, March 24.

The motion prevailed without objection.

**BILLS AND JOINT RESOLUTIONS ON FIRST READING
AND REFERRAL TO COMMITTEES
RESOLUTIONS REFERRED TO COMMITTEES**

Bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. Resolutions were at this time laid before the house and referred to committees. (See the addendum to the daily journal, Referred to Committees, List No. 1.)

ADJOURNMENT

In accordance with a previous motion, the house, at 11:36 a.m., adjourned until 10 a.m. Monday, March 24.

ADDENDUM

REFERRED TO COMMITTEES

The following bills and joint resolutions were today laid before the house, read first time, and referred to committees, and the following resolutions were today laid before the house and referred to committees. If indicated, the chair today corrected the referral of the following measures:

List No. 1

HCR 154 (by Zbranek), In memory of the Honorable Oscar F. Nelson, Jr.
To Rules & Resolutions.

HCR 156 (by Janek), Directing the Texas Department of Health to develop a comprehensive plan to control the spread of Hepatitis A in Texas.
To Public Health.

HCR 159 (by West), Congratulating Wyatt and Lori Bennington on the adoption of their daughter Baylee Ryan Bennington.
To Rules & Resolutions.

HCR 160 (by West), In memory of Emmitt Houston Cavin.
To Rules & Resolutions.

HCR 161 (by Hinojosa), Directing certain state agencies to jointly develop environmental indicators.
To Environmental Regulation.

HCR 162 (by Uher), Commending the South Texas Project.
To Rules & Resolutions.

HR 367 (by Cuellar), Honoring Dolores Gamboa for his service in the U.S. military.

To Rules & Resolutions.

HR 369 (by Telford), Recognizing March 25, 1997, as Texas Association of Public Employee Retirement Systems Day at the Capitol.

To Rules & Resolutions.

HR 370 (by Maxey), Honoring Brandon Christopher Garza and Justin Rene Garza on the occasion of their first birthday.

To Rules & Resolutions.

HR 371 (by Seaman), Honoring the residents of Calhoun County for their efforts in locating and reclaiming Robert La Salle's ship La Belle.

To Rules & Resolutions.

HR 377 (by G. Lewis), Honoring Elsie Bradford for her service to the Fort Worth community.

To Rules & Resolutions.

HR 382 (by Clark), Congratulating Calvin and Eva Mae Cunningham on their 60th wedding anniversary.

To Rules & Resolutions.

HR 383 (by Clark), Congratulating Dr. John Shoemaker on being named a Time magazine local hero.

To Rules & Resolutions.

HR 384 (by Clark), Honoring Wann and Opal Barr on the occasion of their 50th wedding anniversary.

To Rules & Resolutions.

HR 385 (by Clark), Congratulating the Reverend D. S. "Bud" Moore, Jr., and Frances Moore on their 50th wedding anniversary.

To Rules & Resolutions.

HR 386 (by Clark), Congratulating Neal and Wanda Henderson on the occasion of their 50th wedding anniversary.

To Rules & Resolutions.

HR 387 (by Clark), Honoring Kay Bryant.

To Rules & Resolutions.

HR 390 (by Clark), Congratulating Robert and Jean Deffibaugh on the occasion of their 50th wedding anniversary.

To Rules & Resolutions.

HR 391 (by Serna), Congratulating Thomas and Soledad Gonzalez on their 50th wedding anniversary.

To Rules & Resolutions.

HR 393 (by Uher), In memory of Mildred "Millie" Bickham O'Connell.

To Rules & Resolutions.

HR 394 (by Uher), In memory of William Wesley "Wes" Frontz.

To Rules & Resolutions.

HR 395 (by Uher), In memory of Dolph Beadle Moore.
To Rules & Resolutions.

HR 396 (by Uher), In memory of Judge Thurman Morris Gupton.
To Rules & Resolutions.

HR 397 (by Uher), Commemorating the passing of the Honorable Edmund Eugene "Sonny" Jones, Jr.
To Rules & Resolutions.

HR 405 (by Pickett), Encouraging the Texas Department of Transportation to work with the City and County of El Paso to expedite the transfer of FM 260.
To Transportation.

HR 406 (by Dunnam), Honoring the Robinson High School Band on its selection as 1996 Class 3A St Marching Band Champion by the University Interscholastic League.
To Rules & Resolutions.

HR 408 (by Hunter), In memory of John Christian Mayfield, Jr.
To Rules & Resolutions.

SB 140 to Public Education.

SB 172 to Insurance.

SB 220 to Civil Practices.

SB 412 to Human Services.

SB 424 to Judicial Affairs.

SCR 56 to Rules & Resolutions.

SIGNED BY THE SPEAKER

The following bills and resolutions were today signed in the presence of the house by the speaker:

House List No. 22

HCR 158

Senate List No. 5

SB 438

MESSAGES FROM THE SENATE

The following messages from the senate were today received by the house:

Message No. 1

MESSAGE FROM THE SENATE
SENATE CHAMBER
Austin, Texas
Thursday, March 20, 1997

The Honorable Speaker of the House
House Chamber
Austin, Texas

Mr. Speaker:

I am directed by the Senate to inform the House that the Senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

SB 213 Ellis

Relating to the establishment of a child-care training center pilot program for certain recipients of public assistance.

SB 308 Wentworth

Relating to the application of the open meetings law to certain meetings of governmental bodies.

Respectfully,

Betty King
Secretary of the Senate

Message No. 2

MESSAGE FROM THE SENATE
SENATE CHAMBER

Austin, Texas

Thursday, March 20, 1997 - 2

The Honorable Speaker of the House
House Chamber
Austin, Texas

Mr. Speaker:

I am directed by the Senate to inform the House that the Senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

LOCAL AND UNCONTESTED CALENDAR

SB 51 Shapiro

Relating to the forfeiture of good conduct time by certain inmates confined in the institutional division or a transfer facility of the Texas Department of Criminal Justice.

SB 69 Haywood

Relating to the control and management of university property by the board of regents of Midwestern State University.

SB 82 Ellis

Relating to written communications used by voters in a polling place.

SB 394 Ellis

Relating to the application process for state loan and loan guaranty programs.

SB 446 Haywood

Relating to the posting of political signs on private property along certain highways.

SB 465 Harris

Relating to the authority of a school district to charge a fee for transporting certain students.

SB 553 Brown

Relating to the designation of a portion of State Highway 35 as the Stephen F. Austin Memorial Highway.

SB 616 Sibley

Relating to the standards of conduct for former directors, officers, and employees of a nonprofit corporation under contract to invest the permanent university fund or certain other university funds and to the corporation's dealings with a former director, officer, or employee; providing a penalty.

SB 626 Sibley

Relating to selection by a governmental entity of a provider of professional services.

SB 632 Brown

Relating to payment of a nonrefundable annual fee in lieu of a bond or other form of financial security required of a person applying for or acting under a railroad commission permit to store, handle, treat, reclaim, or dispose of oil and gas waste.

SB 639 Brown

Relating to acceptance, approval, or revocation by the Railroad Commission of Texas of organization reports, applications for permits, or certificates of compliance.

SB 655 Lindsay

Relating to the payment of fees and other charges to counties by credit card.

SB 673 Brown

Relating to garnishment of money held in an inmate trust fund.

SB 694 Brown

Relating to the use of alternative dispute resolution procedures by state agencies.

SB 756 Brown

Relating to certain juror donations used to compensate victims of crime.

SCR 24 Truan

Relating to directing the Texas Department of Transportation to monitor discussions addressing overweight trucks.

SCR 25 Armbrister

Encouraging the Texas Department of Transportation to apply technological advancements to our state's transportation infrastructure.

SCR 28 Moncrief

Relating to the investigations of abuse in psychiatric facilities operated by the University of Texas System.

SCR 29 Brown

Granting Benita Fogarty permission to sue the state.

Respectfully,

Betty King
Secretary of the Senate

Message No. 3**MESSAGE FROM THE SENATE
SENATE CHAMBER**

Austin, Texas

Thursday, March 20, 1997 - 3

The Honorable Speaker of the House
House Chamber
Austin, Texas

Mr. Speaker:

I am directed by the Senate to inform the House that the Senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

HCR 157 Clark SPONSOR: Haywood
Designating March 20, 1997, as Gainesville Chamber of Commerce Day at the Capitol.

Respectfully,

Betty King
Secretary of the Senate

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

March 19

Agriculture & Livestock - **HB 1808**Criminal Jurisprudence - **HB 260, HB 975**Environmental Regulation - **HB 2170**Insurance - **HB 710**Public Health - **HB 417, HB 1149, SB 444, SB 476****ENGROSSED**March 19 - **HB 8, HB 9, HB 336, HB 634, HB 1154, HJR 8****ENROLLED**March 19 - **HCR 153****SENT TO THE GOVERNOR**March 19 - **HCR 153**

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